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DATE: June 8, 2005 TIME: 7:59 PM
TO: Examiner Jyothsna A. Venkat Ph.D. PHONE: (571) 272-1600
GAU 1615 FAX: (703) 872-9308
FROM: Dorene M. Price PHONE: (631) 414-6087
Estée Lauder Companies FAX: (631) 744-3594
RE: Statement of Substance of Interview
CC:

Number of pages including cover sheet: 7

Message

Please see the attached documents.

Transmittal Form

Statement of Interview Summary (5 pp.)

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PTO/SB/21 (09-04)

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TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	09/324,182	
	Filing Date	June 2, 1999	
	First Named Inventor	Shah et al.	
	Art Unit	1615	
	Examiner Name	Jyothsna A. Venkat Ph.D.	
Total Number of Pages in This Submission	7	Attorney Docket Number	98.21US

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/ Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Statement of Substance of Interview-5pp Fax Cover Sheet
Remarks <input style="width: 100%;" type="text"/>		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	Estee Lauder Companies		
Signature	<i>Dorene Price</i>		
Printed name	Dorene M. Price		
Date	June 8, 2005	Reg. No.	43,018

CERTIFICATE OF TRANSMISSION/MAILING

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Signature	<i>Dorene Price</i>		
Typed or printed name	Dorene M. Price	Date	June 8, 2005

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Attorney Docket No.: 98.21US

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Shah, et al.

Serial No.: 09/324,182

Group Art Unit: 1615

Filed: June 2, 1999

Examiner: Jyothsna A. VENKAT

For: Non-Tacky Mascara Composition

Applicant's Statement of Interview Summary

Commissioner for Patents

Alexandria, VA 22313-1450

Dear Sir:

Following is the Applicant's Statement of Interview Summary concerning an Interview that took place on April 25, 2005 and for which the Examiner's Summary was mailed on May 9, 2005. The Interview was initiated by the Examiner.

By this statement, Applicant attests that the Interview Summary provided by the Examiner is correct and all amendments described therein are correctly stated. Upon review of the amendments, Applicants make one modification to the amendment of Claim 30. The Examiner's summary indicates that "or vegetable" is to be deleted from Claim 30. This amendment, however, would leave the term "fruit" without an article precedence. Therefore, Applicants amend Claim 30 to remove "fruit or vegetable" and add "apple extract," a term for which there is article precedence within Claim 30. Amendments to the claims are presented in relation to the most recent claim set, that shown in the Appeal Brief of January 28, 2004.

Respectfully submitted,



Dorene M. Price, Reg. No. 43,018
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Suite 345 South
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Melville, NY 11747
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98.21

Participants: Jyothsna A. VENKAT
Dorene M. Price

Date of Interview: April 25, 2005

Type: Telephonic

Exhibits: None

Claims Discussed: as of Record, 1-8, 10-30

Agreement on the claims was reached.

All agreed upon amendments are shown in the claim presentation that follows.